

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET SW**  
**WASHINGTON DC 20554**

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
**HOME PAGE:** [www.fcc.gov/media/radio/audio-division](http://www.fcc.gov/media/radio/audio-division)

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May 29, 2019

Lazer Licenses, LLC  
200 South A Street  
Suite 400  
Oxnard, CA 93030

Re: Lazer Licenses, LLC  
KIQQ(AM), Barstow, California  
Facility Identification Number: 60423  
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed May 23, 2019, on behalf of Lazer Licenses, LLC ("Lazer"). Lazer requests special temporary authority ("STA") to operate station KIQQ(AM) with temporary, non-directional facilities.<sup>1</sup> The station has been silent since June 19, 2018. Therefore, KIQQ(AM) is requesting STA to commence broadcast operations before 12:01 a.m., June 20, 2019 or its license will expire as a matter of law.

In support of the request, Lazer states that the station has reached an agreement with the site owner and the station will be able to return to the air from its licensed site. However, in the time the station has been off the air its directional antenna system was compromised. Therefore, the station requests STA to operate non-directionally from one of its towers with a reduced daytime power of 0.42 kilowatt and a reduced nighttime power of 0.011 kilowatt.

Section 73.1680 of the Commission's rules provide for operation with emergency antenna facilities, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(1) states that AM stations may use a horizontal or vertical wire or a nondirectional vertical element of a directional antenna as an emergency antenna. AM stations using an emergency nondirectional antenna or a horizontal or vertical wire pursuant to this section, in lieu of authorized directional facilities, shall operate with power reduced to 25% or less of the nominal licensed power, or, a higher power, not exceeding licensed power, while insuring that the radiated field strength does not exceed that authorized in any given azimuth for the corresponding hours of directional operation.

Accordingly, the request for STA IS HEREBY GRANTED. Station KIQQ(AM) may operate non-directionally with a reduced daytime power of 0.42 kilowatt and a reduced nighttime power of 0.011

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<sup>1</sup> KIQQ(AM) is licensed for operation on 1310 kHz with a daytime power of 5 kilowatts and a nighttime power of 0.118 kilowatt, employing different directional antenna patterns (DA2-U).

kilowatt. It will be necessary to further reduce or cease operation if complaints of interference are received. LLL must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **November 25, 2019**.

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law if broadcast operations do not commence by 12:01 a.m., June 20, 2019. *See* Pub. Law No. 104-104, 110 Stat. 56, Section 403(1)(1996) and *Order, Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). *See also* *Public Notice, Expedited Processing of Applications Filed by Silent Stations*, DA 96-818 (May 22, 1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or

- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,

A handwritten signature in dark ink, reading "Jerome J. Manarchuck". The signature is fluid and cursive, with a long, sweeping tail on the final "k".

Jerome J. Manarchuck  
Audio Division  
Media Bureau

cc: Kathleen Victory, Esq. (via email only)